

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)	Stehouwer et al.	Examiner:	Kelly J. Mahafkey
Application No.:	10/516,655	Group Art Unit:	1794
Confirmation No.:	8765	Docket:	1564-2 PCT/US
Filed:	December 29, 2005	Dated:	February 12, 2008
For:	GELATIN FREE DAIRY DESSERT		

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Dated: February 12, 2008

Signature Barbara Thomas

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

This in response to the Requirement for Restriction, mailed January 15, 2008, a reply to which is due one month, i.e., February 15, 2008.

REMARKS

The application is subject to a restriction requirement. The Examiner requires restriction among the species of the claimed invention as shown in claims 1-21.

The Examiner has restricted the invention under 35 U.S.C. §121 into the following groups:

- Group I: Claims 1-8 and 14-17, drawn to a dairy dessert product.
- Group II: Claims 9-12 and 18-21, drawn to an emulsifier composition.
- Group III: Claim 13, drawn to a method of making an emulsifier-product.

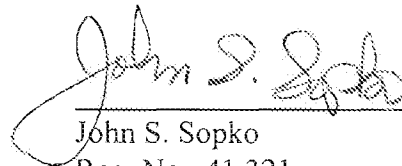
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Applicants elect to prosecute Group I, claims 1-8 and 14-17.

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication, or credit any overpayment, to Deposit Account No. 08-2461. Such authorization includes authorization to charge fees for extensions of time, if any, under 37 C.F.R. § 1.17 and also should be treated as a constructive petition for an extension of time in this reply or any future reply pursuant to 37 C.F.R. § 1.136.

Should the Examiner have any questions, the Examiner is respectfully invited to contact the undersigned attorney at the telephone number set forth below.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "John S. Sopko", is written over a horizontal line.

John S. Sopko
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